

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION
Case No.: 5:09-cv-69

QUALITY FIRST PRODUCE, INC.,

Plaintiff,

v.

COSMOS CORPORATION d/b/a
FRUIT MERCHANT and MUHAMMAD
SHARIF, Individually,

Defendants.

ORDER FOR FINAL EXECUTION AND
PRECLUSION OF EXEMPT PROPERTY


THIS MATTER coming on to be heard and being heard before the undersigned Judge of the United States District Court for the Eastern District of North Carolina upon Judgment Creditor's Motion for an Order of Final Execution in this matter; and

IT APPEARING to the Court that Judgment Debtor, Muhammad Sharif, has been served with copy of the Judgment together with a copy of the Notice of Right to Have Exemptions Designated and Schedule of Debtors Property and Request to Set Aside Exempt Property and that the Judgment Debtor, Muhammad Sharif, has failed to file a Schedule of Debtors Property and Request to Set Aside Exempt Property and has failed to request a hearing to set aside exempt property or otherwise respond within the time allowed. The Court, therefore, finds that the Judgment Debtor, Muhammad Sharif, has had a reasonable opportunity to assert the exemptions provided by law and that the Judgment Debtor's, Muhammad Sharif, failure to respond should be considered a waiver of his right to have property set aside as exempt from the execution of the Judgment in this case.

IT IS, THEREFORE, ORDERED that Judgment Debtor, Muhammad Sharif, is precluded from having any of his property set aside as exempt from Judgment in this case.

IT IS FURTHER ORDERED that a final execution be issued by the Clerk of this Court for the Collection of the Judgment in this case.

This the 4 day of November, 2010.


United States District Judge